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USPTO Fax No.: (571) 273-8300

ATTN: MAIL STOP PETITIONS Examiner: Peter D. Mulcahy Group Art Unit: 1713

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on June 23, 2006
Date

Mary E. Singer
Signature

MARY E. SINGER

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10/659888
AD6937USNA

PETITION TO WITHDRAW HOLDING OF ABANDONMENT UNDER 37 CFR 1.81(a)
PHOTOCOPY OF STAMPED RECEIPT POSTCARD-(documentary evidence that timely response was sent)

Page 1 of 5

This collection of information is required by 37 CFR 1.8. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1.8 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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NO. 4107 P. 2

Rev. 10/93

JUN 23 2006

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN THE APPLICATION OF:

EDMUND ARTHUR FLEXMAN ET. AL.

CASE NO.: AD6937USNA

SERIAL NO.: 10/659888

GROUP ART UNIT: 1713

FILED: SEPTEMBER 11, 2003

EXAMINER: PETER D. MULCAHY

FOR: COMPATIBILITY IMPROVEMENT IN AROMATIC POLYESTERS WITH
MINERAL FILLERS

PETITION TO WITHDRAW HOLDING OF ABANDONMENT UNDER 37 CFR 1.81(a)

Mail Stop Petitions
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is a petition under 37 CFR 1.181(a) to withdraw the holding of Abandonment as communicated in the Action of October 6, 2005.

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Docket No.: AD6937USNA

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REMARKS

According to the Action mailed in October, the Application was abandoned due to failure to respond to an Office Action mailed September 29, 2004. According to our files, however, a response with amendments was sent with a request for a 1-month extension of time on January 24, 2005 by Tamera Fair, the attorney of record at that time. We have the post card receipt which was stamped by the USPTO on January 26, 2005 acknowledging receipt of the above mentioned documents and, in addition, a Certificate of Mailing signed by Judith L. Mongelluzzo and a fee sheet.

I only recently became aware of the holding of Abandonment when one of the inventors recently (approximately around June 2, 2006) looked up the case on the USPTO website and noted that the status was abandoned, whereupon I was notified and asked to verify the status. I note here that I only recently replaced Ms. Fair and took responsibility of her entire docket, and the abandonment had not before come to my attention. Upon checking our electronic files I realized that there was an apparent error in the USPTO's treatment of this case, and immediately called Examiner Mulcahy the following Monday for assistance in understanding what may have gone wrong. The Examiner was only able to tell me what information the web site provided. According to the website all that was on record in the USPTO was the fee sheet sent by the Applicant in January. Upon checking our paper files, I noted that the receipt card sent with the response had been stamped and all that we believe we sent was acknowledged as received by the USPTO as of January 26, 2005. I also noted errors on the cover sheet that may have caused confusion in the USPTO. Thus, I believe that (1) the response sent in January 2005 was fully responsive to the Office Action of September 29, 2004, and (2) without speculating as to the reason, the response was somehow misplaced or otherwise not properly documented by the USPTO, and (3) that the holding of Abandonment was made in error as a result of the apparent USPTO processing error.

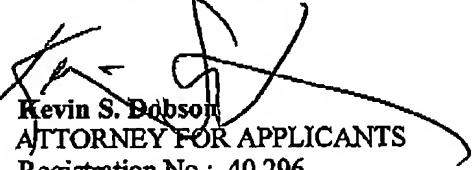
Applicant's delay in responding to the Notice of Abandonment was unintentional, possibly due in part to the change in attorney responsibilities in our office, which only compounded the oversight at the USPTO. Upon discovering the abandonment and the underlying facts, I am acting without delay to correct the error and am requesting that the PTO waive the requirements under 37 CFR 1.181(f).

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Docket No.: AD6937USNA

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I am enclosing a photocopy of the stamped receipt postcard as documentary evidence that a timely response was sent.

Respectfully submitted,



Kevin S. Dobson
ATTORNEY FOR APPLICANTS
Registration No.: 40,296
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Facsimile: (302) 992-3257

Dated: June 22, 2006

The Stamp of the Patent Office hereon acknowledges the receipt, on the date indicated, of the following:

Case No.: AD6937USNA Application No.: 10/659888
 Inventor(s): EDMUND ARTHUR FLEXMAN ET. AL.
 Title: COMPATIBILITY IMPROVEMENT IN AROMATIC POLYESTERS
WITH MINERAL FILLERS

☐ Application ☐ ADS ☒ Request for Extension of Time
 Pages of Spec: (incl. Abstract & Claims) ☒ Amendment ☐ Preliminary
 Pages of Claims: Response to:
☐ Utility ☐ CIP ☐ RCE/CPA ☐ Div. ☒ Office Action
☐ Provisional ☐ Provisional Coversheet ☐ Notice to File Missing Parts
☐ Declaration ☐ Power of Attorney ☐ Issue Fee
☐ Assignment ☐ Other:
☐ Drawings sheets: ☐ Formal ☒ Fee Transmittal Sheet
☐ IDS ☐ Supplemental ☒ COM ☐ Express

Attorney: TAMER L. FAIR Deposit Acct: 04-1928 Mailed: 1/24/05

The Stamp of the Patent Office hereon acknowledges the receipt, on the date indicated, of the following:

Case No.: AD6937USNA Application No.: 10/659888
 Inventor(s): EDMUND ARTHUR FLEXMAN ET. AL.
 Title: COMPATIBILITY IMPROVEMENT IN AROMATIC POLYESTERS
WITH MINERAL FILLERS

☐ Application ☐ ADS ☒ Request for Extension of Time
 Pages of Spec: (incl. Abstract & Claims) ☒ Amendment ☐ Preliminary
 Pages of Claims: Response to:
☐ Utility ☐ CIP ☐ RCE/CPA ☐ Div. ☒ Office Action
☐ Provisional ☐ Provisional Coversheet ☐ Notice to File Missing Parts
☐ Declaration ☐ Power of Attorney ☐ Issue Fee
☐ Assignment ☐ Other:
☐ Drawings sheets: ☐ Formal ☒ Fee Transmittal Sheet
☐ IDS ☐ Supplemental ☒ COM ☐ Express

Attorney: TAMER L. FAIR Deposit Acct: 04-1928 Mailed: 1/24/05